

NO PAY, BUT HE WILL STICK.

Willis Told to Hold Office Until His Successor Is Named.

No New Naval Officer Appointed, but His Salary Is Stopped.

There is a very serious difference of opinion existing between the chief officials of the Custom-house of this port and the heads of the Treasury Department at Washington.

It is all over Naval Officer Theodore B. Willis, whose salary has been unceremoniously ordered stopped. Mr. Willis insists, however, in holding his position until his successor is appointed.

Prior to 1891 naval officers of any port held office indefinitely. On May 15 in that year the four-year term was made a law, section 2352 of the act relating particularly to the naval officers.

The first question is to whether such an official, or, in fact, any Government official other than those affected by special law, could hold over in office after his term had expired, arose in 1887, Benjamin F. Butler, then Attorney-General, decided that for the sake of public confidence it was proper to allow such an official in office until the appointment of his successor.

In 1890, however, when Samuel Swartwout, collector of the port, became a collector for a large amount of money, the Supreme Court of the United States decided, and the decision is printed in volume 13, page 250 of Howard's Reports, that Swartwout's bondsmen could not be held responsible for any default which occurred after the expiration of his four years' term.

It turned out that much of the money had been misappropriated while Swartwout was holding over in office. In 1892, when the term of the Port A. J. Cornell's term expired, he held over for six weeks until George A. Sharpe was sworn in to succeed him. Meanwhile, Cornell was elected to the Assembly.

Attorney-General Williams in a voluminous opinion decided that Mr. Cornell could not claim pay for the six weeks in question.

For four years' term applies to collectors of ports, naval officers, surveyors of customs, district attorneys, and marshals, collectors of internal revenue and pension agents.

About the middle of last December Mr. Willis's resignation was asked for. Immediately forwarded the resignation of a acceptance forms the ground on which Mr. Willis will continue to act as Naval Officer and demand his salary.

Washington, D. C., Dec. 18, 1893. Sir: By direction of the President, your resignation as Naval Officer of Customs for the Port of New York, as tendered by you on the 11th inst., is hereby accepted to take effect upon the expiration of your term of office, which is the 15th inst. Respectfully yours, J. G. Caldwell, Secretary.

No successor has been appointed, and while the matter is in the hands of the department thinks the Treasury Department in its interpretation of the four-year law is correct, still he also thinks that the condition implied in the resignation is tantamount to a resignation.

In other words, the resignation was accepted conditionally, but the condition has never been fulfilled.

Another matter in the case turned up to-day. Mr. Willis has drawn his salary for January and February.

His salary for March, however, is in question. It is made on the first day of the month, and the regulations for the month of March are not yet made.

The question was asked, however, whether the officials and law advisers, who are asked to stand the loss of the disbursement.

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"WE ARE THE POWER"

So Shouts "Sojer" Flynn at the Aldermen's Meeting.

City Fathers Declare War to the Knife with the Park Board.

To-Day's Chapter of the Labor Tickets-Telephone Difficulty.

There was another outbreak of the trouble between the Park Board and the Board of Aldermen this forenoon, when the Aldermen met.

The Aldermen refused at their last meeting to allow the Park Board to make a contract for telephone service for 1894 without advertising for bids.

It was to get back at the Park Board for refusing to furnish each Alderman with twelve travel tickets that this action was taken.

At its meeting next day the Park Board decided to ignore the Aldermen and make their telephone contract as suited them.

When the Board of Aldermen met to-day there was no time lost in bringing the matter up.

Alderman Prange got on his feet as soon as the President called the meeting to order. He first explained the Park Board's action, and then offered a resolution which directed the Park Board to furnish the Board of Aldermen with detailed statement of the contents of the telephone contract.

The resolution was adopted, and the Board of Aldermen refused to accept the Park Board's action.

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Ready March 14,
OUR English Spring Overcoat.
loose—seamless—long.
(Sold exclusively by us on this side.)
"The Yorke."
(Registered.)
Byck Brothers.
CLOTHIERS.
S. W. cor. 160, 162 & 164
Fulton & Nassau Sts., East 125th St.

MAY PROVE A WIFE MURDER.

Michael McBride Accused of an Assault on March 9.

His Wife in a Critical Condition at Bellevue Hospital.

Michael McBride, twenty-eight years old, of 310 West Twenty-eighth street, was remanded in Jefferson Market Court today to custody about 12 o'clock this morning.

It was supposed that the alleged assault committed by McBride on his wife, Kate, on March 9.

On that date some friends of Mrs. McBride called a policeman on post near her house, and told him that the woman was very ill. The policeman found Mrs. McBride unconscious. He summoned a Roosevelt Hospital ambulance, but the woman was eventually taken to Bellevue Hospital.

There, after a thorough examination, the woman was found to be suffering from meningitis and a slight fracture of the skull near the base of the brain.

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WILL SHE SIT IN THE CHAIR?

Mary Dunn on Trial for the Murder of Her Husband.

Accused of Brutally Beating Him to Death with a Hammer.

Mary Dunn, a middle-aged woman, whose face shows traces of former refinement and beauty, but now bears lines of disquiet and evidence of her long imprisonment in the Tombs, was placed on trial before Recorder Smyth, in Part I. of the General Sessions to-day, on an indictment charging her with murder in the first degree, in the killing of her husband on Oct. 14 last.

Assistant District Attorney Osborne is conducting the prosecution, and Lawyer L. S. Chanler is looking after the defendant's interests.

The prosecution will ask the jury to find the woman guilty of murder in the first degree. If such a verdict is rendered the Court has no other alternative than to impose the death penalty. The defendant will claim that the killing was done in self-defense.

George Dunn was employed as night engineer in the Marlborough Hotel, and lived with his wife and child at 106 West Twenty-sixth street, occupying two rooms on the third floor. The couple got along happily together until a few months before the tragedy took place. Then Mrs. Dunn began to drink heavily, and what her husband was doing to her was to suffer from delirium tremens.

After she was discharged from the hospital she was not the same. She had for a time, but a few weeks before the alleged murder her husband, on reaching home after working all night, found her helplessly drunk.

She refused to give her any money. This evening she called on a friend and got some money from him by telling him that the baby was sick and needed medicine. She afterwards learned that she had spent the money for liquor. After this, it is claimed, the husband and wife were quarrelsome, and the husband was unable to get any money from her.

The prosecution will produce witnesses who will testify that a few days prior to Dunn's death, they saw Mrs. Dunn pick up a hammer and threaten to strike her husband when it did not come. She was seen to do this on the night of the crime.

On the night of the crime Dunn reached his home about 11 o'clock. His wife was intoxicated and refused at first to let him in. A quarrel followed, and then everything was quiet until about 2 o'clock, when Mrs. Dunn came to the door and asked Mr. Dunn to go to bed. He went to bed, but she did not go to bed. She remained in the room, and when Mr. Dunn came to the door she refused to let him in.

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Good Quality
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Samples of this Tea will be furnished if desired.
CALIFORNIA RAISINS
4-Crown, Loose Muscat Raisins, large fine quality, clean and fresh.
10c 1 lb. Carton.
CURRANTS,
Perfectly cleaned, washed and thoroughly dried; free from insects and best quality box, not barreled currants.
7c 1 lb. Carton.
CALIFORNIA PRUNES,
Averaging 60 prunes per pound.
19c 2 lb. Carton.
Recipe "How to Stew Prunes" furnished with each Carton.
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10c Can.
CORN,
New York State, fine quality, sweet, tender, milky and white,
10c Can.
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CALIFORNIA RAISINS
4-Crown, Loose Muscat Raisins, large fine quality, clean and fresh.
10c 1 lb. Carton.
CURRANTS,
Perfectly cleaned, washed and thoroughly dried; free from insects and best quality box, not barreled currants.
7c 1 lb. Carton.
CALIFORNIA PRUNES,
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CALIFORNIA RAISINS
4-Crown, Loose Muscat Raisins, large fine quality, clean and fresh.
10c 1 lb. Carton.
CURRANTS,
Perfectly cleaned, washed and thoroughly dried; free from insects and best quality box, not barreled currants.
7c 1 lb. Carton.
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1.00 for 5 pounds.
Samples of this Tea will be furnished if desired.
CALIFORNIA RAISINS
4-Crown, Loose Muscat Raisins, large fine quality, clean and fresh.
10c 1 lb. Carton.
CURRANTS,
Perfectly cleaned, washed and thoroughly dried; free from insects and best quality box, not barreled currants.
7c 1 lb. Carton.
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Good Quality
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24c pound,
1.00 for 5 pounds.
Samples of this Tea will be furnished if desired.
CALIFORNIA RAISINS
4-Crown, Loose Muscat Raisins, large fine quality, clean and fresh.
10c 1 lb. Carton.
CURRANTS,
Perfectly cleaned, washed and thoroughly dried; free from insects and best quality box, not barreled currants.
7c 1 lb. Carton.
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